

**IN THE UNITED STATES BANKRUPTCY COURT**  
**FOR THE SOUTHERN DISTRICT OF NEW YORK**

_____	:	
In re:	:	Chapter 11
	:	
LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> ,	:	Case No. 08-13555 (JMP)
	:	
Debtors.	:	(Jointly Administered)
_____	:	

**ORDER RE: DEBTORS' OBJECTION TO THE PROOF OF CLAIM**  
**FILED BY STEPHEN J. EDELMANN AND JACQUELINE W. EDELMAN**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2010, upon consideration of Debtors' Objection to the proof of claim (the "Claim") filed by Stephen J. Edelmann and Jacqueline W. Edelmann ("Claimants"), and Claimants' Response thereto, it is hereby **ORDERED** that Debtors' Objection to the Claim is hereby **OVERRULED** and Claimants' Amended Proof of Claim (and exhibits thereto), which is attached as Exhibit "B" to Claimants' Motion for Leave to Amend Proof of Claim which, in turn, is attached as Exhibit "A" to Claimants' Response to the Objection, is hereby **ACCEPTED AND DEEMED FILED**.

BY THE COURT:

\_\_\_\_\_  
The Honorable James M. Peck  
United States Bankruptcy Judge

**McCAUSLAND, KEEN & BUCKMAN**

By: Glenn S. Gitomer, Esquire  
11 Broadway, Suite 715  
New York, NY 10004  
(212) 401-0160

*Attorneys for Claimant,  
Stephen Edelmann and  
Jacqueline W. Edelmann*

Radnor Court, Suite 160  
259 N. Radnor-Chester Road  
Radnor, PA 19087-5257  
(610) 341-1000

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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In re:	:	Chapter 11
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LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> ,	:	Case No. 08-13555 (JMP)
	:	
Debtors.	:	(Jointly Administered)

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**STEPHEN J. EDELMANN'S AND JACQUELINE W.  
EDELMANN'S RESPONSE TO DEBTORS'  
THIRTY-FIRST OMNIBUS OBJECTION TO CLAIMS**

TO THE HONORABLE JAMES M. PECK  
UNITED STATES BANKRUPTCY JUDGE:

Stephen J. Edelmann and Jacqueline W. Edelmann (hereinafter "Claimants"), by their attorneys, McCausland Keen & Buckman, hereby provide this response (hereinafter "Response") to the Debtors' Thirty-First Omnibus Objection to Claims (hereinafter "Objection") as follows:

1. Denied as conclusions of law to which no response is required.

Furthermore, the Objection, the Bankruptcy Code, the Bankruptcy Rules, and the Procedures Order are documents that speak for themselves.

2. Admitted in part; denied in part. It is admitted that Claimants, who are *pro se* claimants, inadvertently omitted supporting documentation when filing their Proof

of Claim (Claim #31084) (hereinafter the “Claim”). After reasonable investigation, Claimant is without knowledge or information to form a belief as to whether the Debtors have examined any proofs of claim filed in this matter. The remainder is denied as conclusions of law to which no response is required. Furthermore, simultaneously with the filing of this Response, Claimants have filed a Motion for Leave to Amend Proof of Claim (the “Motion”) seeking to attach necessary supporting documentation that was inadvertently omitted.<sup>1</sup> A true and correct copy of the Motion (with proposed Amended Proof of Claim and exhibits thereto) is attached hereto as Exhibit “A.” Claimants request that the Court accept the Amended Proof of Claim and exhibits thereto, which is attached to the Motion as Exhibit “B,” thereby rendering the Debtors’ Objections moot. In the alternative only, Claimants request that the Court hold Debtors’ Objections in abeyance until the Motion is heard and decided. The response date for the Motion is October 13, 2010 and the hearing date on the Motion is October 27, 2010.

3. Denied. It is denied that Debtors have properly reserved the right to object to any Insufficient Documentation Claim as to which the Court does not granted the relief that it requests in its Objection, and whether Debtors may properly do so is denied as a conclusion of law to which no response is required.

4. Denied as conclusions of law to which no response is required.

5. Denied as conclusions of law to which no response is required and on the basis that the allegations are based on documents that speak for themselves.

6. Denied as conclusions of law to which no response is required and on the basis that the allegations are based on documents that speak for themselves.

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<sup>1</sup> On Exhibit “A” to the Objection, the Debtors incorrectly set forth the amount of Claimants’ Claim as \$5,000 when, in fact, the Claimants clearly indicated on their Proof of Claim from that their Claim is for the sum of \$5,000,000.

7. Denied as conclusions of law to which no response is required and on the basis that the allegations are based on documents that speak for themselves.

8. Denied as conclusions of law to which no response is required and on the basis that Bar Date Order is a document that speaks for itself. Furthermore, simultaneously with the filing of this Response, Claimants have filed a Motion for Leave to Amend Proof of Claim (the “Motion”) seeking to attach necessary supporting documentation that was inadvertently omitted. A true and correct copy of the Motion (with proposed Amended Proof of Claim and exhibits thereto) is attached hereto as Exhibit “A.” Claimants request that the Court accept the Amended Proof of Claim and exhibits thereto, which is attached to the Motion as Exhibit “B,” thereby rendering the Debtors’ Objections moot. In the alternative only, Claimants request that the Court hold Debtors’ Objections in abeyance until the Motion is heard and decided. The response date for the Motion is October 13, 2010 and the hearing date on the Motion is October 27, 2010.

9. Admitted in part; denied in part. It is admitted that Claimants received notice of the Bar Date Order via mail only. After reasonable investigation, Claimants are without knowledge or information sufficient to form a belief as to whether the Bar Date Notice was published in any newspaper. Furthermore, the Bar Date Notice is a document that speaks for itself and, therefore, the remainder of this paragraph is denied.

10. Denied as a conclusion of law to which no response is required and on the basis that the Procedures Order is a document that speaks for itself.

11. Denied. After reasonable investigation, Claimants are without knowledge or information sufficient to form a belief as to whether the Debtors have reviewed any

claims. Moreover, Exhibit “A” to the Objection is a document that speaks for itself. The remainder of this paragraph is denied as conclusions of law to which no response is required. Furthermore, simultaneously with the filing of this Response, Claimants have filed a Motion for Leave to Amend Proof of Claim (the “Motion”) seeking to attach necessary supporting documentation that was inadvertently omitted. A true and correct copy of the Motion (with proposed Amended Proof of Claim and exhibits thereto) is attached hereto as Exhibit “A.” Claimants request that the Court accept the Amended Proof of Claim and exhibits thereto, which is attached to the Motion as Exhibit “B,” thereby rendering the Debtors’ Objections moot. In the alternative only, Claimants request that the Court hold Debtors’ Objections in abeyance until the Motion is heard and decided. The response date for the Motion is October 13, 2010 and the hearing date on the Motion is October 27, 2010.

12. Denied as conclusions of law to which no response is required.

13. Denied. The Bar Date Order is a document that speaks for itself. The remainder of this paragraph is denied as conclusions of law to which no response is required.

14. Admitted in part; denied in part. It is admitted that Claimants received notice of the Bar Date Order and that Claimants inadvertently omitted supporting documentation when filing their Claim. The remainder is denied on the basis that the Bar Date Order is a document that speaks for itself. Furthermore, simultaneously with the filing of this Response, Claimants have filed a Motion for Leave to Amend Proof of Claim (the “Motion”) seeking to attach necessary supporting documentation that was inadvertently omitted. A true and correct copy of the Motion (with proposed Amended

Proof of Claim and exhibits thereto) is attached hereto as Exhibit "A." Claimants request that the Court accept the Amended Proof of Claim and exhibits thereto, which is attached to the Motion as Exhibit "B," thereby rendering the Debtors' Objections moot. In the alternative only, Claimants request that the Court hold Debtors' Objections in abeyance until the Motion is heard and decided. The response date for the Motion is October 13, 2010 and the hearing date on the Motion is October 27, 2010.

15. Denied as conclusions of law to which no response is required.

16. Denied. After reasonable investigation, Claimants are without knowledge or information sufficient to form a belief as to whether Debtors have compared the information in the Claim to the Debtors' schedules, and as to what Debtors may or may not believe they have confirmed. The remainder is denied as conclusions of law to which no response is required. Furthermore, simultaneously with the filing of this Response, Claimants have filed a Motion for Leave to Amend Proof of Claim (the "Motion") seeking to attach necessary supporting documentation that was inadvertently omitted. A true and correct copy of the Motion (with proposed Amended Proof of Claim and exhibits thereto) is attached hereto as Exhibit "A." Claimants request that the Court accept the Amended Proof of Claim and exhibits thereto, which is attached to the Motion as Exhibit "B," thereby rendering the Debtors' Objections moot. In the alternative only, Claimants request that the Court hold Debtors' Objections in abeyance until the Motion is heard and decided. The response date for the Motion is October 13, 2010 and the hearing date on the Motion is October 27, 2010.

17. Denied as conclusions of law to which no response is required.

Furthermore, simultaneously with the filing of this Response, Claimants have filed a

Motion for Leave to Amend Proof of Claim (the “Motion”) seeking to attach necessary supporting documentation that was inadvertently omitted. A true and correct copy of the Motion (with proposed Amended Proof of Claim and exhibits thereto) is attached hereto as Exhibit “A.” Claimants request that the Court accept the Amended Proof of Claim and exhibits thereto, which is attached to the Motion as Exhibit “B,” thereby rendering the Debtors’ Objections moot. In the alternative only, Claimants request that the Court hold Debtors’ Objections in abeyance until the Motion is heard and decided. The response date for the Motion is October 13, 2010 and the hearing date on the Motion is October 27, 2010.

18. Denied as conclusions of law to which no response is required.


19. Denied. After reasonable investigation, Claimants are without knowledge or information sufficient to form a belief as to the truth of Debtors’ averments.

WHEREFORE, Claimants, Stephen J. Edelmann and Jacqueline W. Edelmann, respectfully requests that the Court hold this matter in abeyance until such time as the Court hears and decides Claimants' Motion for Leave to File Amended Proof of Claim and, if Claimants' Motion is granted, deny the Debtors' Objection as moot.

Respectfully submitted,

McCAUSLAND KEEN & BUCKMAN

Date: August 18, 2010

By:   
\_\_\_\_\_  
GLENN S. GITOMER  
11 Broadway, Suite 715  
New York, NY 10004  
(212) 401-0160

Radnor Court, Suite 160  
259 N. Radnor-Chester Road  
Radnor, PA 19087-5257  
(610) 341-1000

*Attorneys for Claimants,  
Stephen Edelmann and  
Jacqueline W. Edelmann*



# EXHIBIT “A”

**HEARING DATE AND TIME: October 27, 2010 at 10:00 a.m. (Eastern Time)**  
**RESPONSE DEADLINE: October 13, 2010 at 4:00 p.m. (Eastern Time)**

**McCAUSLAND KEEN & BUCKMAN**

By: Glenn S. Gitomer, Esquire  
11 Broadway, Suite 715  
New York, NY 10004  
(212) 401-0160

*Attorneys for Claimant,  
Stephen J. Edelmann and  
Jacqueline W. Edelmann*

Radnor Court, Suite 160  
259 N. Radnor-Chester Road  
Radnor, PA 19087-5257  
(610) 341-1000

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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In re:	:	Chapter 11
	:	
LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> ,	:	Case No. 08-13555 (JMP)
	:	
Debtors.	:	(Jointly Administered)

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**NOTICE OF HEARING ON CLAIMANTS, STEPHEN J.  
EDELMAN'S AND JACQUELINE W. EDELMANN'S  
MOTION FOR LEAVE TO AMEND PROOF OF CLAIM**

PLEASE TAKE NOTICE, that ClaimantS, Stephen J. Edelmann and Jacqueline W. Edelmann ("Claimants"), by their attorneys, McCausland Keen & Buckman, upon the attached Motion for Leave to Amend Proof of Claim ("Motion"), will move before the Honorable James M. Peck, United States Bankruptcy Judge for the Southern District of New York, on **October 27, 2010 at 10:00 a.m.**, or as soon thereafter as the Claimants may be heard, in Courtroom 601 at the United States Bankruptcy Court, One Bowling Green, New York, New York 10004-1408, for the entry of an order granting the Motion, a copy of which is attached to the Claimants' Motion.

PLEASE TAKE FURTHER NOTICE, that any responses or objections to the

Motion must be in writing, shall conform to the Federal Rules of Bankruptcy Procedure and the Local Rules of the Bankruptcy Court, and shall be filed with the Bankruptcy Court (a) electronically in accordance with General Order M-399 (which can be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov)) by registered users of the Bankruptcy Court's filing system, and (b) by all other parties in interest, on a 3.5 inch disk, preferably in Portable Document Format (PDF), WordPerfect, or any other Windows-based word processing format (which a hard copy delivered directly to Chambers), in accordance with General Order M-182 (which can be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov)), and served in accordance with General Order M-399, and on (i) the chambers of the Honorable James M. Peck, One Bowling Green, New York, New York 10004, Courtroom 601; (ii) attorneys for the Claimants, Stephen J. Edelman and Jacqueline W. Edelman, McCausland Keen & Buckman, 11 Broadway, Suite 715, New York, NY 10004 (Attn: Glenn S. Gitomer, Esq.); (iii) attorneys for the Debtors, Weil, Gotshal & Manges, LLP, 767 fifth Avenue, New York, New York 10153 (Attn: Shai Waisman, Esq.); (iv) the Office of the United States Trustee for the Southern District of New York, 33 Whitehall Street, 21<sup>st</sup> Floor, New York, New York 10004 (Attn: Andy Velez-Rivera, Esq., Paul Schwartzberg, Esq., Brian Masumoto, Esq., Linda Riffkin, Esq., and Tracy Hope Davis, Esq.); and (v) attorneys for the official committee of unsecured creditors appointed in these cases, Milbank, Tweed, Hadley & McCloy LLP, 1 Chase Manhattan Plaza, New York, New York 10005 (Attn: Dennis F. Dunne, Esq., Dennis O'Donnell, Esq., and Even Fleck, Esq.); so as to be so filed and received no later than **October 13, 2010 at 4:00 p.m. (Eastern Time)**.

PLEASE TAKE FURTHER NOTICE that if no responses or objection to the

Motion are timely filed and served, Claimants may, on or after the Response Deadline, submit to the Bankruptcy Court an order substantially in the form of the proposed order annexed to the Motion, which order may be entered with no further notice or opportunity to be heard offered to any party.

PLEASE TAKE FURTHER NOTICE, that the hearing on the Motion may be adjourned from time to time without any other announcement other than as set forth in open Court.

McCAUSLAND KEEN & BUCKMAN

Date: August 17, 2010

By: 

GLENN S. GITOMER  
11 Broadway, Suite 715  
New York, NY 10004  
(212) 401-0160

Radnor Court, Suite 160  
259 N. Radnor-Chester Road  
Radnor, PA 19087-5257  
(610) 341-1000

*Attorneys for Claimants,  
Stephen Edelmann and  
Jacqueline W. Edelmann*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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In re:	:	Chapter 11
	:	
LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> ,	:	Case No. 08-13555 (JMP)
	:	
Debtors.	:	(Jointly Administered)

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**ORDER GRANTING CLAIMANTS, STEPHEN J.  
EDELMAHN AND JACQUELINE W. EDELMAHN,  
LEAVE TO FILE AMENDED PROOF OF CLAIM**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2010, upon consideration of the Motion of Claimants, Stephen J. Edelmann and Jacqueline W. Edelmann, for Leave to Amend Proof of Claim, it is hereby **ORDERED** that said Motion is **GRANTED**. Claimants, Stephen J. Edelmann and Jacqueline W. Edelmann are hereby granted leave to file the Amended Proof of Claim that is attached to his Motion as Exhibit "B," within ten (10) days of the entry of this Order. Furthermore, the Debtors' objection to Claimants' original Proof of Claim is hereby **OVERRULED** as moot.

BY THE COURT:

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The Honorable James M. Peck  
United States Bankruptcy Judge

**HEARING DATE AND TIME: October 27, 2010 at 10:00 a.m. (Eastern Time)**  
**RESPONSE DEADLINE: October 13, 2010 at 4:00 p.m. (Eastern Time)**

**McCAUSLAND KEEN & BUCKMAN**

By: Glenn S. Gitomer, Esquire  
11 Broadway, Suite 715  
New York, NY 10004  
(212) 401-0160

*Attorneys for Claimants,  
Stephen J. Edelmann and  
Jacqueline W. Edelmann*

Radnor Court, Suite 160  
259 N. Radnor-Chester Road  
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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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In re:	:	Chapter 11
	:	
LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> ,	:	Case No. 08-13555 (JMP)
	:	
Debtors.	:	(Jointly Administered)

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**MOTION OF CLAIMANTS, STEPHEN J. EDELMANN AND  
JACQUELINE W. EDELMANN, FOR LEAVE TO AMEND PROOF OF CLAIM**

TO THE HONORABLE JAMES M. PECK  
UNITED STATES BANKRUPTCY JUDGE:

Stephen J. Edelmann and Jacqueline W. Edelmann (hereinafter "Claimants"), by their attorneys, McCausland Keen & Buckman, hereby move the Court, pursuant to Rule 9006(b)(1) of the Federal Rules of Bankruptcy Procedure, for leave to amend their Proof of Claim based upon the following:

1. Claimants filed a Proof of Claim (Claim # 31084) (the "Original Claim") in the above-referenced matter *pro se* on September 22, 2009, which was the deadline for filing Proofs of Claim pursuant to the Bar Date Order entered by the Court. A true and correct copy of the Original Claim is attached hereto as Exhibit "A."

2. In the Original Claim, Claimants indicated that the claim relates to securities “Purchased on 5/7/2008” in a joint account. See Original Claim at Sections 2 and 3.

3. As a result of their *pro se* status, Claimants inadvertently omitted a more specific description of the securities in question and the supporting documentation that they had in their possession.

4. As a result of the foregoing, on July 19, 2010, the Debtors filed an Omnibus Objection to Claimants’ Original Claim (“Objection”), alleging that Claimants did not provide sufficient documentation.<sup>1</sup>

5. Simultaneously with the filing of this Motion, Claimants filed a Response to Debtors’ Objection, requesting that any decision on the Objection be held in abeyance until the resolution of this Motion because, if this Motion is granted, it would moot the Objection.

6. Claimants propose to file the Amended Proof of Claim that is attached hereto as Exhibit “B.”

7. The Amended Proof of Claim includes the necessary supporting documentation, including, Claimants’ May 2008 UBS Financial Services Account Statement showing Claimants’ May 7, 2008 purchase of the Lehman Brothers Principal Protected Notes (the “Notes”) for the sum of \$5,000,000, and Claimants’ most recent UBS Financial Services joint Account Statement for July 2010 showing Claimants’ current holding of the Notes showing a cost basis of \$5,000,000.

8. Although it is admitted that the Original Claim does not specifically

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<sup>1</sup> On Exhibit “A” to the Objection, the Debtors incorrectly set forth the amount of Claimants’ Claim as \$5,000 when, in fact, the Claimants clearly indicated on their Proof of Claim from that their Claim is for the sum of \$5,000,000.

comply with the Court's Bar Date Order because of the inadvertent omission of supporting documentation, a bankruptcy court has the power to allow amendment of a defectively filed proof of claim, even after expiration of the deadline for filing such claims. In re Gibraltar Amusements, Ltd., 315 F.2d 210 (2d. Cir. 1963); Matter of Best Refrigerated Exp., Inc., 192 B.R. 503 (Bankr. D. Neb. 1996); See also In re Ridgewood Apartments of DeKalb County, Ltd., 174 B.R. 712 (Bankr. S.D. Ohio 1994) (amendment of proof of claim allowed where amendment relates back to and merely supplements original proof of claim and there would be no undue prejudice to debtor and other creditors.)

9. Furthermore, filings made by pro se creditors who do not understand the bankruptcy process should be treated with a degree of latitude – in precisely the same way that pleadings filed by pro se litigants are broadly construed. In re Brooks, 370 B.R. 194, 202 (Bankr. C.D.Ill. 2007).

10. Where a creditor seeks to amend a previously and timely filed, albeit defective, proof of claim, the court must balance the equities to determine whether to allow the amendment, looking to such factors as: (1) undue prejudice to the opposing party; (2) bad faith or dilatory behavior on the part of the claimant; (3) whether other creditors would receive a windfall if the amendment were not allowed; (4) whether other claimants might be harmed or prejudiced; and (5) the justification for the inability to file the amended claim at the time the original claim was filed. In re Macmillan, Inc., 186 B.R. 35, 49 (Bankr. S.D.N.Y. 1995) (citing Integrated Resources, Inc. v. Ameritrust Co. Nat. Assoc. (In re Integrated Resources, Inc.), 157 B.R. 66, 70 (S.D.N.Y. 1993).

11. Applying the five above-referenced factors to this matter: (1) there will be



no prejudice to the Debtors because they had notice of the Original Claim and no distribution has yet been made to unsecured creditors and, in fact, Claimants are likely to suffer severe prejudice in the form of a complete loss of their claim if the amendment is not permitted; (2) there has been no bad faith or dilatory behavior on part of Claimants since the defects with the Original Claim were the result of mere inadvertency by *pro se* claimants; (3) other unsecured creditors would receive an inequitable windfall if the amendment were not allowed because Claimants' share would be redistributed to the other creditors; (4) no other unsecured creditors will be harmed or prejudiced by the proposed amendment since no distribution has yet been made; and (5) the defective claim was the result of inadvertency and Claimants' *pro se* status. As such, four, if not all five, of the above factors weigh in favor of allowing the amendment.

12. In fact, a court must allow a creditor to amend its proof of claim where the creditor merely omitted supporting documentation from original claim. Matter of Stoecker, 5 F.3d 1022 (7<sup>th</sup> Cir. 1993).

13. Because the legal points and authorities upon which this Motion relies are specifically stated herein, Claimants respectfully request that the requirement of service and filing of a separate memorandum of law pursuant to Rule 9013-1(b) of the Local Bankruptcy Rules for the United States Bankruptcy Court for the Southern District of New York be deemed satisfied.

14. Claimants have provided notice of this Motion pursuant to the Amended Order Implementing Certain Notice and Case Management Procedures entered in this case (Dkt. No. 2837). Claimants submit that no other or further notice need be given.

15. No prior motion for the relief requested herein has been made to this Court

or any other court.

WHEREFORE, Claimants, Stephen J. Edelmann and Jacqueline W. Edelmann, respectfully requests that the Court enter the attached Order granting his Motion for Leave to File Amended Proof of Claim and directing that Claimants file and serve his Amended Proof of Claim within ten (10) days of the entry of such Order.

Respectfully submitted,

McCAUSLAND KEEN & BUCKMAN

Date: August 17, 2010

By: 

GLENN S. GITOMER  
11 Broadway, Suite 715  
New York, NY 10004  
(212) 401-0160

Radnor Court, Suite 160  
259 N. Radnor-Chester Road  
Radnor, PA 19087-5257

*Attorneys for Claimants,  
Stephen Edelmann and  
Jacqueline W. Edelmann*

**EXHIBIT “A”**

**United States Bankruptcy Court/Southern District of New York**

Lehman Brothers Holdings Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
FDR Station, P.O. Box 5076  
New York, NY 10150-5076

In Re: Lehman Brothers Holdings Inc., et al. Debtors.	Chapter 11 Case No. 08-13555 (JMP) (Jointly Administered)
Name of Debtor Against Which Claim is Held Lehman Brothers Holdings, Inc.	Case No. of Debtor 08-13555

**NOTE:** This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503. Additionally, this form should not be used to make a claim for Lehman Programs Securities (See definition on reverse side.)

Name and address of Creditor: (and name and address where notices should be sent if different from Creditor)

Stephen and Jacqueline Edelmann  
896 Tyner Street  
Incline Village, NV 89451

Telephone number: (775) 832-5391 Email Address:

Name and address where payment should be sent (if different from above)

Stephen and Jacqueline Edelmann  
PO Box 4914  
Incline Village, NV 89450

Telephone number: (775) 832-5391 Email Address:

1. Amount of Claim as of Date Case Filed: \$ 5,000,000

If all or part of your claim is secured, complete Item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete Item 5.

If all or part of your claim qualifies as an Administrative Expense under 11 U.S.C. §503(b)(9), complete Item 6.

- ☐ Check this box if all or part of your claim is based on a Derivative Contract.\*  
☐ Check this box if all or part of your claim is based on a Guarantee.\*

**\*IF YOUR CLAIM IS BASED ON AMOUNTS OWED PURSUANT TO EITHER A DERIVATIVE CONTRACT OR A GUARANTEE OF A DEBTOR, YOU MUST ALSO LOG ON TO <http://www.lehman-claims.com> AND FOLLOW THE DIRECTIONS TO COMPLETE THE APPLICABLE QUESTIONNAIRE AND UPLOAD SUPPORTING DOCUMENTATION OR YOUR CLAIM WILL BE DISALLOWED.**

☐ Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of interest or additional charges. Attach itemized statement of interest or charges to this form or on <http://www.lehman-claims.com> if claim is based on a Derivative Contract or Guarantee.

2. Basis for Claim: Purchased on 5/7/2008

(See instruction #2 on reverse side.)

3. Last four digits of any number by which creditor identifies debtor: 1992

3a. Debtor may have scheduled account as: Stephen and Jacqueline Edelmann JNTH  
(See instruction #3a on reverse side.)

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: ☐ Real Estate ☐ Motor Vehicle ☐ Other

Describe:

Value of Property: \$ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim, if any:

\$ Basis for perfection:

Amount of Secured Claim: \$ Amount Unsecured: \$

6. Amount of Claim that qualifies as an Administrative Expense under 11 U.S.C. §503(b)(9): \$

(See instruction #6 on reverse side.)

7. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

8. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages and security agreements. Attach redacted copies of documents providing evidence of perfection of a security interest. (See definition of "redacted" on reverse side.) If the documents are voluminous, attach a summary.  
**DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.**

If the documents are not available, please explain:

Date:

9/18/09

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

*Perit J. Edelmann*

**PROOF OF CLAIM**

Filed: USBC - Southern District of New York  
Lehman Brothers Holdings Inc., Et Al.  
08-13555 (JMP) 0000031084



**THIS SPACE IS FOR COURT USE ONLY**

☐ Check this box to indicate that this claim amends a previously filed claim.

Court Claim

Number: (If known)

Filed on:

☐ Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

☐ Check this box if you are the debtor or trustee in this case.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim:

- ☐ Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).  
☐ Wages, salaries or commissions (up to \$10,950), earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(4).  
☐ Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5).  
☐ Up to \$2,425 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(7).  
☐ Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).  
☐ Other - Specify applicable paragraph of 11 U.S.C. § 507(a)( ).

Amount entitled to priority:

\$

**FOR COURT USE ONLY**

**FILED / RECEIVED**

SEP 22 2009

EPIQ BANKRUPTCY SOLUTIONS, LLC

FROM: Jacqueline Kerlin (215)854-1544  
Deutsche Bank  
1735 Market Street  
24  
Philadelphia, PA 191037501



TO: **Lehman Brothers Holdings Claims Pro (212)310-8040**  
**Epiq Bankruptcy Solutions, LLC**  
**757 Third Avenue**  
**3rd Floor**  
**New York, NY 10017**

FedEx Revenue Barcode

CAD#: 1675863  
SHIP DATE: 21SEP09  
WEIGHT: 1 LB

Ref: 6420408061



DELIVERY ADDRESS (FedEx-EDR)

PRIORITY OVERNIGHT

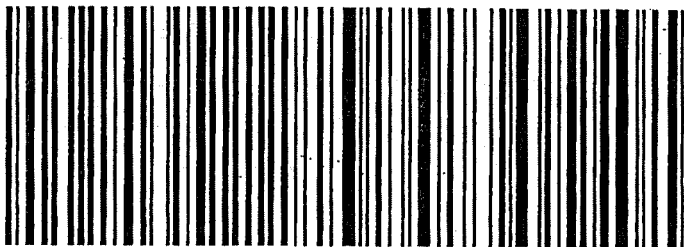
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**EXHIBIT “B”**

**PROOF OF CLAIM**

United States Bankruptcy Court/Southern District of New York  
 Lehman Brothers Holdings Claims Processing Center  
 c/o Epiq Bankruptcy Solutions, LLC  
 FDR Station, P.O. Box 5076  
 New York, NY 10150-5076

In Re: Chapter 11  
 Lehman Brothers Holdings Inc., et al. Case No. 08-13555 (JMP)  
 Debtors. (Jointly Administered)

Name of Debtor Against Which Claim is Held Case No. of Debtor  
 Lehman Brothers Holdings, Inc. 08-13555

**NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.**

**THIS SPACE IS FOR COURT USE ONLY**

Name and address of Creditor: (and name and address where notices should be sent if different from Creditor)

Stephen J. Edelmenn and Jacqueline W. Edelmenn  
 c/o Glenn S. Gitomer, Esquire  
 McCausland Keen & Buckman  
 11 Broadway, Suite 715  
 New York, NY 10004

Telephone number: 212.401.0160 Email Address: ggitomer@mkbattorneys.com

Name and address where payment should be sent (if different from above)

Stephen J. Edelmenn and Jacqueline W. Edelmenn  
 P.O. Box 4914  
 Incline Village, NV 89450

Telephone number: 212.401.0160 Email Address: ggitomer@mkbattorneys.com

☒ Check this box to indicate that this claim amends a previously filed claim.

**Court Claim**

Number: 31084  
 (If known)

Filed on: 9/22/09

☐ Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

☐ Check this box if you are the debtor or trustee in this case.

**NOTICE OF SCHEDULED CLAIM:**  
 Your Claim is scheduled by the indicated Debtor as:

1. Amount of Claim as of Date Case Filed: \$ 5,000,000

If all or part of your claim is secured, complete Item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete Item 5.

If all or part of your claim qualifies as an Administrative Expense under 11 U.S.C. § 503(b)(9), complete Item 6.

☐ Check this box if all or part of your claim is based on a Derivative Contract.\*

☐ Check this box if all or part of your claim is based on a Guarantee.\*

**\*IF YOUR CLAIM IS BASED ON AMOUNTS OWED PURSUANT TO EITHER A DERIVATIVE CONTRACT OR A GUARANTEE OF A DEBTOR, YOU MUST ALSO LOG ON TO <http://www.lehman-claims.com> AND FOLLOW THE DIRECTIONS TO COMPLETE THE APPLICABLE QUESTIONNAIRE AND UPLOAD SUPPORTING DOCUMENTATION OR YOUR CLAIM WILL BE DISALLOWED.**

☐ Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of interest or additional charges. Attach itemized statement of interest or charges to this form or on <http://www.lehman-claims.com> if claim is based on a Derivative Contract or Guarantee.

2. Basis for Claim: see attached

(See instruction #2 on reverse side.)

3. Last four digits of any number by which creditor identifies debtor: 2782

3a. Debtor may have scheduled account as: N/A

(See instruction #3a on reverse side.)

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: ☐ Real Estate ☐ Motor Vehicle ☐ Other

Describe:

Value of Property: \$ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim, if any:

\$ Basis for perfection:

Amount of Secured Claim: \$ Amount Unsecured: \$

6. Amount of Claim that qualifies as an Administrative Expense under 11 U.S.C. § 503(b)(9): \$

(See instruction #6 on reverse side.)

7. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

8. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages and security agreements. Attach redacted copies of documents providing evidence of perfection of a security interest. (See definition of "redacted" on reverse side.) If the documents are voluminous, attach a summary.

**DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.**

If the documents are not available, please explain:

Date: 8/17/10 Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

*Stephen J. Edelmenn*

5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim:

☐ Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

☐ Wages, salaries or commissions (up to \$10,950), earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(4).

☐ Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5).

☐ Up to \$2,425 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(7).

☐ Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).

☐ Other - Specify applicable paragraph of 11 U.S.C. § 507(a)( ).

Amount entitled to priority:

\$

**FOR COURT USE ONLY**

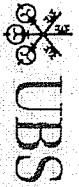
**SUMMARY OF AMENDED PROOF OF CLAIM BY STEPHEN EDELMANN**

Stephen J. Edelmann and Jacqueline W. Edelmann's (the "Edelmans") claim is based on their purchase, in their joint account held with UBS Financial Services, Inc. ("UBS") (Account No. PY 19194 RK), of Lehman Brothers Principal Protected Notes ("PPNs") on May 7, 2008 at a cost of \$5,000,000, per their UBS joint Account Statement for May 2007, a copy of which is attached hereto as Exhibit "A."

The Edelmanns continue to hold the Lehman Brothers PPNs as shown by their Second Quarter (April-June 2010) UBS joint Account Statement (Account No. PY 19194 BD), a copy of which is attached hereto as Exhibit "B."



**EXHIBIT “A”**



UBS Financial Services, Inc.  
1735 MARKET STREET  
36TH FLOOR  
PHILADELPHIA, PA 19103-7501

AP23002168927 0508 X15 PY 0

# Resource Management Account

May 2008

STEPHEN J. EDELMANN  
JACQUELINE W EDELMANN JTWR0S  
PO BOX 4914  
INCLINE VILLAGE NV 89450-4914

Account name: STEPHEN J. EDELMANN

JACQUELINE W EDELMANN JTWR0S

Account number: PY 19194 RK

**Your Financial Advisor:**  
KENNEY, RANTANEN, KAPLAN, BERNHAR  
Phone: 215-496-2000/800-345-7941

**Questions about your statement?**  
Call your Financial Advisor or the  
RMA ResourceLine at 800-RMA-1000,  
account 555019194.

**Visit our website:**  
[www.ubs.com/financialservices](http://www.ubs.com/financialservices)

**Items for your attention**  
• Planning for retirement? Ask your  
Financial Advisor about the numerous  
financial strategies we offer and how they  
can help you pursue the retirement you  
envision.

## Value of your account

	on April 30 (\$)	on May 30 (\$)
Your assets	52,918,973.21	52,713,694.15
Your liabilities	0.00	0.00
<b>Value of your account</b>	<b>\$52,918,973.21</b>	<b>\$52,713,694.15</b>

## Tracking the value of your account

\$ Millions	
52.9	52.7
Apr 2008	May 2008

**Sources of your account growth during 2008**

Value of your account at year end 2007	\$0.00
Net amount you invested	\$52,881,201.48
<b>Your investment return:</b>	
Dividend and interest income	\$117,492.67
Change in market value	-\$285,000.00
<b>Value of your account on May 30, 2008</b>	<b>\$52,713,694.15</b>





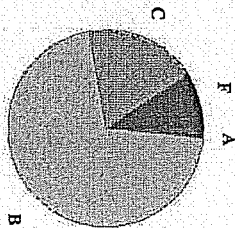
## Your account balance sheet

### Summary of your assets

	Value on May 30 (\$)	Percentage of your account
A Cash and money balances	906,585.05	1.72%
B Cash alternatives	37,092,109.10	70.37%
C Equities	9,850,000.00	18.68%
D Fixed income	0.00	0.00%
E Alternative strategies	0.00	0.00%
F Broad commodities	4,865,000.00	9.23%
G Real estate	0.00	0.00%
H Other	0.00	0.00%
<b>Total assets</b>	<b>\$52,713,694.15</b>	<b>100.00%</b>

Value of your account **\$52,713,694.15**

### Your current asset allocation



## Eye on the markets

Index	May 2008	Year to date
S&P 500	1.29%	-3.80%
Russell 3000	2.05%	-3.05%
MSCI - Europe, Australia & Far East	1.16%	-2.64%
Lehman Brothers Aggregate Bond Index	-1.87%	-1.18%

**Interest rates on May 30, 2008**

3-month Treasury bills: 1.82 %

One-month LIBOR: 2.46 %



Resource Management Account  
May 2008

Account name:  
Account number:

STEPHEN J. EDELMANN  
PY 19194 RK

Your Financial Advisor:  
KENNEY, RANTANEN, KAPLAN, BERNHAR  
215-496-2000/800-345-7941

## Change in the value of your account

	May 2008 (\$)	Year to date (\$)
<b>Opening account value</b>	<b>\$52,918,973.21</b>	<b>\$0.00</b>
Deposits, including securities transferred in	0.00	54,881,201.48
Withdrawals and fees, including securities transferred out	0.00	-2,000,000.00
Dividend and interest income	79,720.94	117,492.67
Change in market value	-285,000.00	-285,000.00
<b>Closing account value</b>	<b>\$52,713,694.15</b>	<b>\$52,713,694.15</b>

## Dividend and interest income earned

	May 2008 (\$)	Year to date (\$)
Tax-exempt dividends	59,212.77	92,164.83
Taxable interest	20,508.17	25,327.84
<b>Total</b>	<b>\$79,720.94</b>	<b>\$117,492.67</b>

## Summary of gains and losses

Values reported below exclude gains and losses from security tax lots that have been averaged due to dividend reinvestments and products for which gains and losses are not calculated, such as zero coupon investments.

	Realized gains and losses	Unrealized
	May 2008 (\$)	Year to date (\$)
Short term	0.00	-285,000.00

## Cash activity summary

See the section *Account activity this month* for details. UBS Bank USA deposit account balances are included in the *opening and closing balances* value, are insured by the FDIC within applicable limits, but are not protected by SIPC. See *Important information about your statement* on the last two pages of this statement for details about those balances.

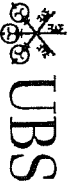
	May 2008 (\$)	Year to date (\$)
<b>Opening balances</b>	<b>\$886,021.15</b>	<b>\$0.00</b>
<b>Additions</b>		
Deposits and other funds credited	0.00	54,881,201.48
Dividend and interest income	79,720.94	117,492.67
Proceeds from security transactions	5,000,000.00	5,000,000.00
<b>Total additions</b>	<b>\$5,079,720.94</b>	<b>\$59,998,694.15</b>
<b>Subtractions</b>		
Other funds debited	0.00	-2,000,000.00
Funds withdrawn for securities bought	-5,059,157.04	-57,092,109.10
<b>Total subtractions</b>	<b>-\$5,059,157.04</b>	<b>-\$59,092,109.10</b>
<b>Net cash flow</b>	<b>\$20,563.90</b>	<b>\$906,585.05</b>
<b>Closing balances</b>	<b>\$906,585.05</b>	<b>\$906,585.05</b>

## UBS Bank USA Deposit Account APY

*Interest period Apr 7 - May 6*

Opening UBS Bank USA Deposit balance Apr 7	\$46,914,127.04
Closing UBS Bank USA Deposit balance May 6	\$905,785.55
Number of days in interest period	30
Average daily balance	\$20,619,354.48
Interest earned	\$19,764.40
Annual percentage yield earned	1.17%





## Your investment objectives:

You have identified the following investment objectives for this account. If you have questions about these objectives, disagree with them, or wish to change them, please contact your Financial Advisor or Branch Manager. You can find a full description of the alternative investment objectives in *Important information about your statement* on the last two pages of this statement.

### Your return objective:

Capital appreciation

### Your risk profile:

Primary - Aggressive/Speculative

Secondary - Moderate



Resource Management Account  
May 2008

Account name: STEPHEN J. EDELMANN  
Account number: PY 19194 RK

Your Financial Advisor:  
KENNEY, RANTANEN, KAPLAN, BERNHAR  
215-496-2000/800-345-7941

## Your assets

Some prices, income and current values shown may be approximate. As a result, gains and losses may not be accurately reflected. Gains and losses for zero-coupon investments are not shown. See *Important Information about your statement* on the last two pages of this statement for more information.

### Cash

#### Cash and money balances

Holding	Opening balance on May 1 (\$)	Closing balance on May 30 (\$)	Price per share on May 30 (\$)	Average interest rate	Interest period	Days in period
RIMA TAX-FREE FUND INC	0.00	906,585.05	1.00	1.57%	Apr 24 to May 22	29
UBS BANK USA DEP ACCT	886,021.15	0.00				
<b>Total</b>	<b>\$886,021.15</b>	<b>\$906,585.05</b>				

### Cash alternatives

#### Mutual funds

**Total reinvested** is the total of all reinvested dividends. It does not include any cash dividends. It is not a tax lot for the purposes of determining holding periods or cost basis. The shares you receive each time you reinvest dividends become a separate tax lot.

**Cost basis** is the total purchase cost of the security, including reinvested dividends. The cost basis may need to be adjusted for return of capital payments in order to determine the adjusted cost basis for tax reporting purposes.

**Unrealized gain or loss** is the difference between the current value and the cost basis. The unrealized gain or loss may need to be adjusted for return of capital payments in order to determine the realized gain or loss for tax reporting purposes.

**Investment return** is the current value minus the amount you invested. It does not include any cash dividends that were not reinvested.

Holding	Number of shares	Purchase price per share (\$)	Client investment (\$)	Cost basis (\$)	Price per share on May 30 (\$)	Value on May 30 (\$)	Unrealized gain or loss (\$)	Investment return (\$)	Holding period
UBS SELECT TAX-FREE INSTITUTIONAL FUND									
	37,092,109.100				1.000	37,092,109.10			
EAI: \$667,658 Current yield: 1.80%									



## Your assets (continued)

### Equities

#### Structured products

There may be little or no secondary market for structured products. Prices are estimated values obtained from third parties or issuers and do not reflect adjustments taken by such third parties or issuers for financial reporting purposes arising from changes in the market value of such transactions. The value at which you

would be able to purchase, sell, enter into, assign or terminate any instrument will be impacted by other factors, such as hedging and transaction costs, credit considerations, bid-ask spreads and market liquidity.

Holding	Trade date	Quantity	Purchase price per share (\$)	Cost basis (\$)	Price per share on May 30 (\$)	Value on May 30 (\$)	Unrealized gain or loss (\$)	Holding period
UBS 100% PPN-ABS RTN BAR RUSSELL 2000 4/09/2009 RULE 144A Symbol: QJFTI Exchange: OTC	Apr 21, 08	500,000.000	10.000	5,000,000.00	9.840	4,920,000.00	-80,000.00	ST
UBS 100% PPN-ABS RTN BAR S&P 500 4/09/2009 RULE 144A Symbol: QJFTI Exchange: OTC	Apr 21, 08	500,000.000	10.000	5,000,000.00	9.860	4,930,000.00	-70,000.00	ST
<b>Total</b>				<b>\$10,000,000.00</b>		<b>\$9,850,000.00</b>	<b>-\$150,000.00</b>	

### Broad commodities

#### Structured Products

There may be little or no secondary market for structured products. Prices are estimated values obtained from third parties or issuers and do not reflect adjustments taken by such third parties or issuers for financial reporting purposes arising from changes in the market value of such transactions. The value at which you

would be able to purchase, sell, enter into, assign or terminate any instrument will be impacted by other factors, such as hedging and transaction costs, credit considerations, bid-ask spreads and market liquidity.

Holding	Trade date	Quantity	Purchase price per share (\$)	Cost basis (\$)	Price per share on May 30 (\$)	Value on May 30 (\$)	Unrealized gain or loss (\$)	Holding period
LB RTN OPTMZ SEC-PP S&P GSCI ER 5/12/2010 Symbol: QMTTFI Exchange: OTC	May 7, 08	500,000.000	10.000	5,000,000.00	9.730	4,865,000.00	-135,000.00	ST

### Availability of independent research

Independent third-party research on certain companies covered by UBS Research is available to customers of UBS in the US at no cost. Customers can access this research at [www.ubs.com/independentresearch](http://www.ubs.com/independentresearch) or can call 1-877-208-5700 to request that a copy of this research be sent to them.





Resource Management Account  
May 2008

Account name: STEPHEN J. EDELMANN  
Account number: PY 19194 RK

Your Financial Advisor:  
KENNETH RANTANEN, KAPLAN, BERNHAR  
215-496-2000/800-345-7941

Your assets (continued)

Your total assets

	Value on May 30 (\$)	Percentage of your account	Cost basis (\$)	Estimated annual income (\$)	Unrealized gain or loss (\$)
Cash	906,585.05	1.72%	906,585.05		
Cash alternatives	37,092,109.10	70.37%		667,658.00	
Equities	9,850,000.00	18.68%	10,000,000.00		-150,000.00
Broad commodities	4,865,000.00	9.23%	5,000,000.00		-135,000.00
Total	\$52,713,694.15	100.00%	\$15,906,585.05	\$667,658.00	-\$285,000.00

Account activity this month

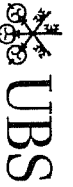
Date	Activity	Description	Amount (\$)
May 23	Dividend	RMA TAX-FREE FUND INC AS OF 05/22/08	55.73
May 30	Dividend	UBS SELECT TAX-FREE INSTITUTIONAL FUND	59,157.04
	Total tax-exempt dividends		\$59,212.77
May 7	Interest	UBS BANK USA DEPOSIT ACCOUNT AS OF 05/06/08	19,764.40
May 21	Interest	UBS BANK USA DEPOSIT ACCOUNT	743.77
	Total taxable interest		\$20,508.17
	Total dividend and interest income		\$79,720.94

Resource Card Items for your Attention:

Simplify your life with 24/7 help from your UBS Concierge. Your concierge is always at your service to assist you with reservations to the hottest restaurant in town, finding the perfect birthday gift or securing tickets to a sold-out event. Refer to your Benefits and Rewards Guide for details.

Credit line	Available balance	Outstanding balance	Minimum payment	Payment due date
UBS Visa Signature credit card summary	\$50,000.00	\$0.00	\$0.00	Jun 15, 2008

We provide this information on your UBS Visa Signature credit cards solely as a courtesy to you. The UBS Visa Signature credit card and account are issued by Barclays Bank Delaware. Barclays Bank Delaware sends you the official statement for this account and you should make your payment according to their instructions.  
We do not include your card balance in your total account value.



# Account activity this month (continued)

## Security transactions

For more information about the price/value shown for restricted securities, see *Important information about your statement* on the last two pages.

Date	Activity	Description	Quantity	Value (\$)	Price (\$)	Proceeds from securities transactions (\$)	Funds withdrawn for securities bought (\$)	Accrued interest (\$)
May 9	Sold	UBS SELECT TAX-FREE INSTITUTIONAL FUND	-5,000,000.000			5,000,000.00	-5,000,000.00	
May 12	Bought	LB RTN OPTM2 SEC-PP S&P GSCI ER 5/12/2010	500,000.000		10.00000000			
May 30	Reinvestment	UBS SELECT TAX-FREE INSTITUTIONAL FUND DIVIDEND REINVESTED AT 1.00 NAV ON 05/30/08	59,157.040				-59,157.04	
<b>Total</b>						<b>\$5,000,000.00</b>	<b>-\$5,059,157.04</b>	

Date	Activity	Description	Amount (\$)
<b>Money balance activities</b>			
Apr 30	Balance forward	RMA TAX-FREE FUND INC	<b>\$0.00</b>
May 21	Bought	RMA TAX-FREE FUND INC	905,785.55
May 22	Bought	RMA TAX-FREE FUND INC	743.77
May 23	Bought	RMA TAX-FREE FUND INC AS OF 05/22/08	55.73
May 30	Closing RMA Tax-Free Fund Inc		<b>\$906,585.05</b>
The RMA Tax-Free Fund is your primary sweep option.			
Apr 30	Balance forward		<b>\$886,021.15</b>
May 7	Deposit	UBS BANK USA DEPOSIT ACCOUNT AS OF 05/06/08	19,764.40
May 21	Withdrawal	UBS BANK USA DEPOSIT ACCOUNT	-905,785.55
May 30	Closing UBS Bank USA Deposit Account		<b>\$0.00</b>

## Important information about your statement

UBS Financial Services Inc. (the "Firm" or "UBS Financial Services"), member of all principal security, commodity and options exchanges. Executive offices: 1285 Avenue of the Americas, New York, NY 10019. UBS Financial Services Inc. is an indirect subsidiary of UBS AG and an affiliate of UBS Securities LLC. The Firm's financial statement is available for your personal inspection at its offices, or a copy of it will be mailed upon your written request.

This statement represents the only official record of your UBS Financial Services Inc. account. Other records, except official tax documents, containing conflicting data should not be relied upon. If you believe there is an error or omission, please report it immediately in writing to the Branch Manager of the office servicing your account. Any oral communications should be re-confirmed in writing to further protect your rights, including your rights under the Securities Investor Protection Act (SIPA). If the financial institution on the top left of the front of this statement is not UBS Financial Services Inc., UBS Financial Services Inc. is carrying your account as clearing broker by arrangement with the indicated institution, which you were informed of when you opened this account, and your funds and securities are located at UBS Financial Services Inc. and not the introducing broker. In these cases, a report must be made to both firms. All account statements shall be deemed complete and accurate if not objected to in writing within 60 days of the statement postmark.

Customer complaints or inquiries may be directed to the Firm's Client Relations Department at 800-334-9103, 8:30 A.M. to 6:30 P.M. ET Monday through Friday. In case of errors or questions about an electronic funds transfer (EFT), bill payment, MasterCard transaction or a UBS American Express Card transaction, call 800-762-1000, or write to UBS Financial Services Inc., 1000 Harbor Blvd., 5th floor Westhaven, NJ 07086.

UBS Bank Deposits  
Cash on deposit at UBS Bank USA (the "Bank") through the UBS Deposit Account Sweep Program is deposited by the Firm, acting as your agent, at the Bank. The Firm, as your agent, maintains control over the deposit accounts established on your behalf with the Bank. Cash on deposit at the Bank is protected by the FDIC up to \$100,000 per depositor, in accordance with FDIC rules. Further information regarding current yields on the Bank deposits, and important disclosures regarding the Deposit Account Sweep Program and alternatives to that program, are available at [www.ubs.com/ubsdeposits](http://www.ubs.com/ubsdeposits). More information regarding FDIC insurance is available upon request, or by visiting the FDIC website at [www.FDIC.gov](http://www.FDIC.gov). Deposits at the Bank are not guaranteed by the Firm or any affiliate of the

Firm, and are not protected by SIPC (see "UBS Financial Services Inc. Account Protection" below).

### UBS Financial Services Inc. Account protection

The Firm is a member of the Securities Investor Protection Corporation (SIPC). SIPC provides protection for your account at the Firm for up to \$500,000, including \$100,000 for free cash balances at the Firm in the unlikely event that the Firm fails financially. The SIPC asset protection limits apply to all accounts that you hold in a particular capacity. For example, if you have two accounts at the Firm where you are the sole account holder and a third account where you are a joint account holder, the two accounts are protected under SIPC up to a combined \$500,000 (not \$500,000 each), and the joint account is protected under SIPC separately for \$500,000. The Firm, together with certain affiliates, has also purchased supplemental protection. The maximum amount payable under the policy is \$600 million. Subject to this policy limit, cash at the Firm is protected up to \$1 million in the aggregate for all your accounts held in a particular capacity at UBS Financial Services Inc. The SIPC protection and the supplemental protection both do not apply to (a) certain financial assets controlled by (and included in your account value but held away from UBS Financial Services Inc. (e.g., certain (i) cash at UBS Bank USA (see "UBS Bank Deposits", above), (ii) insurance products, including variable annuities, and (iii) shares of mutual funds where such shares are registered directly in the name of the account holder on the books and records of the applicable issuer or transfer agent); (b) certain investment contracts of investment interests (e.g., limited partnerships and private placements) that are not registered under the Securities Act of 1933; and (c) commodities contracts (e.g., foreign exchange and precious metal contracts). Including futures contracts and commodity option contracts. The SIPC protection and the supplemental protection do not apply to these assets even if they otherwise appear on your statements. The SIPC protection and the supplemental protection do not protect against changes in the market value of your investments (whether as a result of market movement, issuer bankruptcy or otherwise). More information is available upon request. You may obtain more information about SIPC, including the SIPC brochure, by contacting SIPC at (202) 371-8300 or by visiting the SIPC website at [www.sipc.org](http://www.sipc.org).

UBS Financial Services Inc. is not a bank. Unless otherwise disclosed, securities and other investments held through UBS Financial Services Inc. ARE NOT FDIC-INSURED, ARE NOT BANK GUARANTEED, AND MAY LOSE VALUE.

**International Deposit Account ("IDA")**  
IDA is an interest-bearing account maintained by UBS AG, UBS Financial Services Inc.'s parent company, at the Cayman Islands Branch where the Universal Account in the client's International Resource Management Account ("IRMA") is automatically "swept" or invested on a daily basis. These automatic deposits made into the IDA are not guaranteed by UBS Financial Services Inc., nor insured by FDIC.

**Dividend Reinvestment Program ("DRIP")**  
The price reflected is an average price and the actual price may be obtained from your Financial Advisor. Only whole shares are purchased under DRIP; partial shares will be sold and the cash credited to your account. There may be a small difference, positive or negative, between the dividend reinvestment price supplied by the issuer and the market price at which the partial shares are sold.

**Cash-in-lieu**  
Only whole units may be held in your account. If you are entitled to a partial unit as a result of a dividend payment or otherwise, the Firm will either sell whole units at market price or accept an amount determined by a registered clearing agency, and credit your account in cash.

**Investment objectives**  
The investment objectives you select reflect the overall goals you have for this account and apply to the whole account, not to specific investments within the account. Please advise the Firm promptly in writing of any significant change in your financial situation or investment objectives. For each account held, you choose one return objective and primary and, if applicable, secondary risk profile. The following lists the alternatives.

**Return objectives**  
**Current income** - Investments seeking generation of income.  
**Capital appreciation** - Investments seeking growth of principal rather than generation of income.  
**Current income and capital appreciation** - Investments seeking both generation of income and growth of principal.

**Risk profiles**  
**Conservative** - Seeks securities most likely to preserve principal with low risk.  
**Moderate** - Seeks greater potential returns; willing to accept higher risk of loss of principal.  
**Aggressive/Speculative** - Seeks potential for significant appreciation; willing to accept high degree of risk of loss of principal.

**Statement "Householding"**  
As a convenience to you, in some instances we may consolidate all related account statements with the same address in the same envelope. Accounts may be related for this purpose because they have owners who also maintain joint account relationships with other clients at the same address. This practice is known as "householding." If you do not wish to have all of your statements bound together that is, you prefer to receive individual statements mailed in separate envelopes you may decline householding by calling your Financial Advisor at the toll-free number listed on your account statements.

• **Value of your account/portfolio.** Net of assets and liabilities

• **Assets.** Includes uninvested cash, money balances, values for restricted security (est.), and Global Time Deposits, unrealized marks to market, and certain assets not held by the Firm. Does not include unreported securities/assets at the end of the prior and current statement periods, nor private investments, unvested stock options and exercisable stock options.

• **Liabilities.** Includes debit balances, outstanding margin loans, credit line, short account balances.

• **Cash/Money balances.** Total of uninvested cash, sweep option and UBS Bank deposit balances at the close of the statement period. Non-commodity free credit balances in your account are not segregated from other cash balances and the Firm may use any such funds in the ordinary course of its business. These funds are payable upon your demand. This total is included in the current period closing value.

### Loan summary

For detailed information on the Firm's truth in lending practices, refer to the Firm's Statement of Credit Practices. The Firm reserves the right to limit margin purchases and short sales and to alter its margin requirements and due dates for house or other margin calls in accordance with the Firm's guidelines, market conditions and regulatory margin requirements.

### Your assets

Invested securities/assets (grouped by category) held in the account at the end of the statement period. You may ask for delivery of fully paid securities at any time. You may receive securities used as loan collateral after paying any balance due on them. Any securities transferred to the Firm during the statement period are listed at market value as of the end of the statement period. In determining the cost basis of the securities included in this statement, where indicated with the number "1," UBS Financial Services Inc. has relied on information obtained from sources other than UBS Financial Services Inc., including information from another firm or that you may have provided to your Financial Advisor. The Firm does not independently verify or guarantee the accuracy or validity of any information provided by sources other than UBS Financial Services Inc. In addition, although UBS Financial Services Inc. generally updates this information as it is received, the Firm does not provide any assurances that the information under "Cost basis" and "Unrealized gain/loss" is accurate as of the date of this statement. As such, you should not rely on this information in making purchase or sale decisions, for tax purposes or otherwise. Accounts transferred to the Firm will reflect gain/loss information only for the period of time they are held at the Firm. More historical information can be added by your Financial Advisor.

• **Callable securities.** Bonds and preferred stock that the issuer calls for early redemption will be selected impartially by lot from among all securities of that issue held in our name or in nominee name for our clients. Call feature information is obtained from third parties and its accuracy is not guaranteed. Other call features may exist which could affect yield; complete information will be provided upon request.

### Account overview

**Friendly account name**  
The friendly account name reflects information that you provided to us on the Firm's online services website. It is customizable "nickname" chosen by you to assist you with your recordkeeping processes. It has no legal effect and does not impact the official legal status of your account. Your Financial Advisor does have access to your friendly account names. If you would like to change any of your friendly account names, please contact your Financial Advisor or access your account information online.

Important information about your statement (continued)

- **Certificates of Deposit (CDs).** CDs are FDIC insured up to \$100,000 in principal and accrued interest per depositor and per depository institution, in accordance with FDIC rules.
- **Price/Value.** The closing prices and/or mean bid and ask prices of the last recorded transaction of all listed securities, options and OTC NASDAQ securities, when available, less actively traded securities may be priced using a computerized valuation model and may not reflect an actual market price or value. This information is obtained from third parties and its accuracy is not guaranteed. Restricted securities generally are not eligible for public sale. For certain securities trading in non-conforming denominations, pricing and/or quantity (face value) may have been adjusted to facilitate proper valuation. For purposes of this statement, the firm uses the market prices of the unrestricted stock of the same issuer as an imputed value for the restricted stock. This imputed value may be substantially less than the actual prices received if these securities are resold or surrendered. All CD prices are derived using a computerized valuation model and therefore represent an estimated market value. Values presented for insurance products are provided by the insurance company or sponsor (sources considered reliable). The accuracy is not guaranteed. Surrender charges may apply. Deposits or securities denominated in currencies other than U.S. dollars are reflected at the exchange rate as of the statement date. Prices may or may not represent current or future market value. To obtain current quotations, when available, contact your Financial Advisor.
- **Private Investments and Structured Products.** Private investment securities and structured products generally are highly illiquid. Certain structured products have not been registered with the Securities and Exchange Commission or under any state securities laws. We are providing estimated values for private investment securities and structured products for informational purposes only. Accuracy is not guaranteed. These values may differ substantially from prices, if any, at which a private investment security or structured product may be bought or sold and do not necessarily represent the value you would receive upon liquidation. Third party estimates of value are as of a certain date and are supplied to UBS Financial Services Inc. by an independent valuation firm, issuer, general partner or sponsor estimated values, if any, are supplied to the Firm by the issuer, general partner or sponsor and may be calculated based on different information from that used by third parties to derive their estimated values. Both third party and issuer, general partner or sponsor estimated values, where available, are generally updated on a regular (monthly, quarterly, annual or semi-annual) basis. You can obtain additional information regarding the methodology used to determine the estimate of value and the date of the information which is the basis for the estimate by calling (800) 320-9951 from within the U.S.; for calls from outside the U.S. please call collect at (201) 272-7383. Third party estimated values may be reflected as "Not priced" in several situations: when an independent valuation firm has not supplied or is unable to assign any such value, when we become aware that a material event has occurred which may call a previously reported value into question, or when a value would be highly speculative due to the nature of the security. In any instance where neither an issuer, general partner or sponsor estimated value nor a third-party estimated value is provided, the value of the security will be different from its purchase price. \*Distributions to date\* may include return of capital, income or both. \*Original unit size\* represents the initial offering price per unit and may not reflect your cost basis.
- **Est. (estimated) income.** Estimate of annual income based on current dividend and interest rates, assuming the securities will be held for one year from statement date or until maturity. This estimate is only a guideline; accuracy and continued income are not guaranteed.
- **Current yields and Rates.** An estimate of annualized income (dividend and/or interest) divided by the current market value/average balance. This estimate is based on the last dividend or interest payment made by the issuer and assumes the securities/deposits will be held for one year from the statement date or until maturity; accuracy and continued yield are not guaranteed. Information regarding current yields and rates payable on the available money balances (including bank deposits and money market mutual funds) can be viewed at [www.ubs.com/us/estimates/yields](http://www.ubs.com/us/estimates/yields) or obtained by contacting your Financial Advisor or calling 1-800-762-1000.
- **Assets not held by UBS Financial Services Inc.** Certain assets are not held by the Firm and not within the Firm's possession or control. As indicated on the front of your statement, these assets are displayed on your statement for informational purposes only. Positions and values presented are provided by the issuing firm, and the firm is not responsible for this information, nor guarantees its accuracy. These assets are not protected by the Firm's SIPC coverage. **Revenue Sharing and Additional Compensation.** In addition to commissions on sales and 12b-1 fees received in connection with the distribution of mutual funds to our clients, we receive revenue sharing payments from distributors and/or advisors of the mutual funds that we sell. These amounts are based on two different components: (i) the amount of new sales of the mutual funds of a particular fund family; and (ii) the amount of mutual fund assets of that particular fund family held by our clients. We also receive networking fees in consideration for transfer agent services that we provide to the mutual funds. These fees generally are paid from investor assets in the mutual fund and are a fixed dollar amount based on the number of accounts at the broker-dealer holding mutual funds of that fund family. In addition to commissions received in connection with the sale or distribution of annuity contracts and unit investment trust units to our clients, we receive revenue sharing compensation from many of the insurance companies underwriting the annuity contracts, affiliates of the insurance companies or sponsors of the unit investment trusts we distribute. Our affiliates also receive trading commissions and other compensation from mutual funds and insurance companies whose products we distribute. We receive from UBS Bank USA a fee of up to .50% per annum of amounts deposited with UBS Bank USA under the bank deposit account sweep program.
- **Unrealized gains/losses.** When data is available, estimated unrealized gains/losses are calculated for individual security lots. The transaction data for individual lots may or may not reflect commissions, charges, nor security reorganization events. Dividend and other reinvestment lots and systematic purchase lots are each combined to display one averaged lot. The "Trade date" column shows the date the securities were traded.

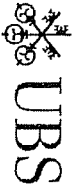
companies whose products we distribute. We receive from UBS Bank USA a fee of up to .50% per annum of amounts deposited with UBS Bank USA under the bank deposit account sweep program.

• **Unrealized gains/losses.** When data is available, estimated unrealized gains/losses are calculated for individual security lots. The transaction data for individual lots may or may not reflect commissions, charges, nor security reorganization events. Dividend and other reinvestment lots and systematic purchase lots are each combined to display one averaged lot. The "Trade date" column shows the date the securities were traded.

Rev 3/08  
UBS Financial Services Inc.

- **Activity**  
Trade commissions and charges appear on confirmations. Information with respect to commissions and other charges incurred in connection with the execution of option transactions has been included on confirmations previously furnished to you, and will be provided to you on request.
  - **Open orders**  
Open or "good until cancelled" orders that were not executed by the statement date. Open buy and sell stop orders are reduced by the amount of dividends or rights on ex-dividends or ex-rights date unless instructed otherwise by you. You are responsible for orders that are executed due to your failure to cancel existing open orders.
- Although all figures shown are intended to be accurate, statement data should not be used for tax purposes. Rely only on year-end tax forms, (i.e. Form 1099, 5498, 1042S, etc.) when preparing your tax return. The Firm is required by law to report to the IRS all taxable dividends, reportable non-taxable dividends and taxable interest earned on securities held in your account, and net proceeds on sale transactions.
- Foreign Transactions**  
American Express converts transactions in foreign currencies into U.S. dollars. Unless a particular rate is required by applicable law, the conversion rate used by American Express is a wholesale interbank rate selected on the business day prior to the day on which the transactions are processed by American Express. Increased by 1.5%. The currency conversion rate used on the conversion date may differ from the rate in effect on the date you used your UBS American Express Card. If you are a UBS Select American Express Cardholder, and if you use your UBS American Express Card or account to effect a transaction with a party located outside of the United States, the Card issuer will charge a Foreign Country Transaction Fee of one-half of one percent (0.50%) of the U.S. dollar amount. The Card issuer's Foreign Country Transaction Fee is calculated after the conversion process discussed in the previous paragraph.
- Tax Withholding on Distributions from UBS Financial Services Inc. IRAs**  
Federal tax law requires UBS Financial Services Inc. to withhold income tax from your taxable IRA distribution(s), but you may elect NOT to have income tax withheld or instead you may elect to have tax withheld at a rate or in a fixed amount as you choose. Your election will remain in effect until revoked by you. You may

**EXHIBIT “B”**



UBS Financial Services Inc.  
1735 MARKET STREET  
36TH FLOOR  
PHILADELPHIA PA 19103-7500  
ANZ3000984979 0610 X12 PY 0

## Investment Account

Apr. 2010 - Jun. 2010

**Account name:** STEPHEN J. EDELMANN

JACQUELINE W EDELMANN JTWROS

**Account number:** PY 19194 BD

**Your Financial Advisor:**

WILLIAM DOUGHERTY

Phone: 215-496-2000/800-345-7941

**Visit our website:**

[www.ubs.com/financialservices](http://www.ubs.com/financialservices)

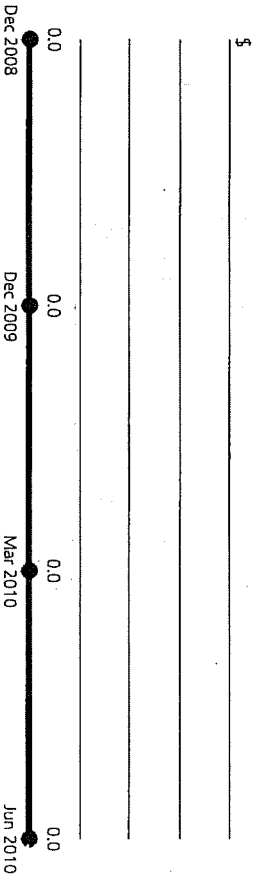
### Items for your attention

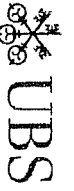
► If you use UBS Online Services, consider changing your User Name and Password regularly to protect your personal data. Not enrolled? Go to [ubs.com/online services](http://ubs.com/online services).

## Value of your account

	on March 31 (\$)	on June 30 (\$)
Your assets	0.00	0.00
Your liabilities	0.00	0.00
<b>Value of your account</b>	<b>\$0.00</b>	<b>\$0.00</b>

## Tracking the value of your account





Account name: STEPHEN J. EDELMANN  
Account number: PY 19194 BD

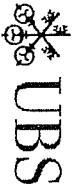
## Your account balance sheet

### Summary of your assets

	Value on June 30 (\$)
A Cash and money balances	0.00
B Cash alternatives	0.00
C Equities	0.00
D Fixed income	0.00
E Alternative strategies	0.00
F Broad commodities	0.00
G Real estate	0.00
H Other	0.00
Total assets	\$0.00
Value of your account	\$0.00

### Eye on the markets

Index	Percentage change	
	June 2010	Year to date
S&P 500	-5.24%	-6.66%
Russell 3000	-5.75%	-6.05%
MSCI - Europe, Australia & Far East	-1.19%	-12.93%
Bardays Capital Aggregate Bond Index 10+ Yrs.	3.98%	9.47%
<b>Interest rates on June 30, 2010</b>		
3-month Treasury bills:	0.18%	
One-month LIBOR:	0.35%	



Investment Account  
Apr. 2010 - Jun. 2010

Account name: STEPHEN J. EDELMANN  
Account number: PY 19194 BD

Your Financial Advisor:  
WILLIAM DOUGHERTY  
215-496-2000/800-345-7941

## Your investment objectives:

You have identified the following investment objectives for this account. If you have questions about these objectives, disagree with them, or wish to change them, please contact your Financial Advisor or Branch Manager. You can find a full description of the alternative investment objectives in *Important Information about your statement* at the end of this document.

### Your return objective:

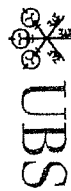
Capital appreciation

### Your risk profile:

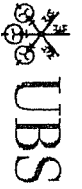
Primary - Aggressive/Speculative

Secondary - Moderate





Your notes



Investment Account  
Apr. 2010 - Jun. 2010

Account name: STEPHEN J. EDELMANN  
Account number: PY 19194 BD

Your Financial Advisor:  
WILLIAM DOUGHERTY  
215-496-2000/800-345-7941

## Your assets

Some prices, income and current values shown may be approximate. As a result, gains and losses may not be accurately reflected. See *Important information about your statement* at the end of this document for more information.

### Broad commodities

#### Structured Products

There may be little or no secondary market for structured products. Prices are estimated values obtained from third parties or issuers and do not reflect adjustments taken by such third parties or issuers for financial reporting purposes arising from changes in the market value of such transactions. The value at which you

would be able to purchase, sell, enter into, assign or terminate any instrument will be impacted by other factors, such as hedging and transaction costs, credit considerations, bid-ask spreads and market liquidity.

Holding	Trade date	Quantity	Purchase price per share (\$)	Cost basis (\$)	Price per share on Jun 30 (\$)	Value on Jun 30 (\$)	Unrealized gain or loss (\$)	Holding period
LB RTN OPTMZ SEC-PP								
S&P GSCI ER								
5/12/2010 IN DEFAULT								
Symbol: QMTTFI Exchange: OTC		500,000.000		---	---	---	---	---

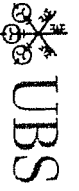
---This information was unavailable---

-----Price was unavailable-----

### Your total assets

Broad commodities	* Structured products	Value on Jun 30 (\$)	Percentage of your account	Cost basis (\$)	Estimated annual income (\$)	Unrealized gain or loss (\$)
Total						

\* Missing cost basis information.



Your notes

## Important information about your statement

UBS Financial Services Inc. (the "Firm" or "UBS Financial Services"), member of all principal security, commodity and options exchanges. Executive offices: 1285 Avenue of the Americas, New York, NY 10019. UBS Financial Services Inc. is an indirect subsidiary of UBS AG and an affiliate of UBS Securities LLC. The Firm's financial statement is available for your personal inspection at its offices, or a copy of it will be mailed upon your written request.

This statement represents the only official record of your UBS Financial Services Inc. account. Other records, except official tax documents, containing conflicting data should not be relied upon. If you believe there is an error or omission, please report it immediately in writing to the Branch Manager of the office servicing your account. Any oral communications should be re-confirmed in writing to further protect your rights, including your rights under the Securities Investor Protection Act (SIPA). If the financial institution on the top left of the front of this statement is not UBS Financial Services Inc., UBS Financial Services Inc. is carrying your account as clearing broker by arrangement with the indicated institution, which you were informed of when you opened this account, and your funds and securities are located at UBS Financial Services Inc. and not the introducing broker. In these cases, a report must be made to both firms. All account statements shall be deemed complete and accurate if not objected to in writing within 60 days of the statement postmark.

Customer complaints or inquiries may be directed to the Firm's Client Relations Department at (201) 352-1699 or toll-free at 800-354-9103, 8:00 A.M. to 6:00 P.M. ET Monday through Friday, or written to UBS Financial Services Inc., Client Relations Department, P.O. Box 766 Union City, NJ 07087. In case of errors or questions about an electronic funds transfer (EFT), bill payment, MasterCard transaction or a UBS American Express Card transaction, call 800-672-1000, or write to UBS Financial Services Inc., 1000 Harbor Blvd, 5<sup>th</sup> floor Weehawken, NJ 07086. Attn: RMA/BSA Services.

All checks should be made payable to the Firm, or the financial institution indicated on the front of this statement. In addition to regular account fees, accounts may be subject to maintenance fees, charges for late payment for securities purchases, and charges for unpaid amounts in cash accounts. Accounts transferring to other institutions may be subject to a transfer fee.

### UBS Bank Deposits

Cash on deposit at UBS Bank USA (the "Bank") through the UBS Deposit Account Sweep Program is deposited by the Firm, acting as your agent, at the Bank. The Firm, as your agent, maintains control over the deposit accounts established on your behalf with the Bank. Cash on deposit at the Bank is protected by the FDIC up to \$250,000 per depositor in accordance with FDIC rules. On October 3, 2008 FDIC deposit insurance temporarily increased from \$100,000 per depositor to \$250,000 per depositor in the aggregate (including principal and interest combined) through December 31, 2013. FDIC insurance coverage changes will apply to funds sweeping into UBS Bank USA under the program offered through

the Resource Management Account® (RMA®), Business Services Account BSA® and Basic Investment Accounts. Further information regarding current yields on the Bank deposits, and important disclosures regarding the Deposit Account Sweep Program and alternatives to that program, are available at [www.ubs.com/weevids](http://www.ubs.com/weevids). More information regarding FDIC insurance is available upon request, or by visiting the FDIC website at [www.fdic.gov](http://www.fdic.gov). Deposits at the Bank are not guaranteed by the Firm or any affiliate of the Firm, and are not protected by SIPC (see "UBS Financial Services Inc. Account Protection" below).

### UBS Financial Services Inc. Account protection

The Firm is a member of the Securities Investor Protection Corporation (SIPC). SIPC provides protection for your account(s) at the Firm for up to \$500,000, per customer, including a maximum of \$100,000 for claims of cash in the unlikely event that the Firm fails financially. The SIPC asset protection limits apply to all accounts that you hold in a particular capacity. For example, if you have two accounts at the Firm where you are a sole account holder, and a third account where you are a joint account holder, the two accounts are protected under SIPC up to a combined \$500,000 (not \$500,000 each), and the joint account is protected under SIPC separately for \$500,000. The Firm, together with certain affiliates, has also purchased supplemental protection. The maximum amount payable to all clients, collectively under the supplemental policy is \$500 million as of March 23, 2009. Subject to the policy conditions and limitations, cash at the Firm is further protected for up to \$1.9 million in the aggregate for all your accounts held in a particular capacity at UBS Financial Services Inc. A full copy of the policy wording is available upon request.

The SIPC protection and the supplemental protection both do not apply to (a) certain financial assets controlled by (and included in your account value) but held away from UBS Financial Services Inc. (e.g., certain (i) cash at UBS Bank USA (see "UBS Bank Deposits", above), (ii) insurance products, including variable annuities, and (iii) shares of mutual funds where such shares are registered directly in the name of the account holder on the books and records of the applicable issuer or transfer agent), (b) certain investment contracts or investment interests (e.g., limited partnerships and private placements) that are not registered under the Securities Act of 1933; and (c) commodities contracts (e.g., foreign exchange and precious metal contracts). Including futures contracts and commodity option contracts. The SIPC protection and the supplemental protection do not apply to these assets even if they otherwise appear on your statements. The SIPC protection and the supplemental protection do not protect against changes in the market value of your investments (whether as a result of market movement, issuer bankruptcy or otherwise). More information is available upon request. You may obtain more information about SIPC, including the SIPC Brochure, by contacting SIPC at (202) 371-8830 or by visiting the SIPC website at [www.sipc.org](http://www.sipc.org).

UBS Financial Services Inc. is not a bank. Unless otherwise disclosed, securities and other investments held through UBS Financial Services Inc. ARE NOT FDIC-INSURED, ARE NOT BANK GUARANTEED, AND MAY LOSE VALUE.

### International Deposit Account ("IDA")

IDA is an interest-bearing account maintained by UBS AG, UBS Financial Services Inc.'s parent company, at the Cayman Island Branch where the uninvested cash in the client's International Resource Management Account ("RMA") is automatically "swept" or invested on a daily basis. These automatic deposits made into the IDA are not guaranteed by UBS Financial Services Inc., nor insured by FDIC.

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The price reflected is an average price and the actual price may be obtained from your Financial Advisor. Only whole shares are purchased under DRIP; partial shares will be sold and the cash credited to your account. There may be a small difference, positive or negative, between the dividend reinvestment price supplied by the issuer and the market price at which the partial shares are sold.

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### Risk profiles

**Conservative** - Seeks securities most likely to preserve principal with low risk.

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**Aggressive/Speculative** - Seeks potential for significant appreciation, willing to accept high degree of risk of loss of principal.

### Statement "Householding"

As a convenience to you, in some instances we may consolidate all related account statements with the same address in the same envelope. Accounts may be related for this purpose because they have owners who also maintain joint account relationships with other clients at the same address. This practice is known as "householding." If you do not wish to have all of your statements bundled together - that is, you prefer to receive individual statements mailed in separate

envelopes - you may decline householding by calling your Financial Advisor at the toll-free number listed on your account statements.

### Friendly account name

The Friendly account name reflects information that you provided to us on the Firm's online services website. It is customizable "nickname" chosen by you to assist you with your recordkeeping processes. It has no legal effect and does not impact the official legal status of your account. Your Financial Advisor(s) does have access to your Friendly account names. If you would like to change any of your Friendly account names, please contact your Financial Advisor or access your account information online.

### Account overview

- **Value of your account/portfolio.** Net of assets and liabilities.
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## Important information about your statement (continued)

Firm does not provide any assurances that the information under "Cost basis" and "Unrealized gains/losses" is accurate as of the date of this statement. As such, you should not rely on this information in making purchase or sale decisions, for tax purposes or otherwise. Accounts transferred to the Firm will reflect gains/losses information only for the period of time they are held at the Firm. More historical information can be added by your Financial Advisor.

- **Callable securities.** Bonds and preferred stock that the issuer calls for early redemption will be selected impartially by lot from among all securities of that issue held in our name or in nominee name for our clients. Call feature information is obtained from third parties and its accuracy is not guaranteed. Other call features may exist which could affect yield; complete information will be provided upon request.
- **Certificates of Deposit (CDs).** CDs are FDIC insured up to \$250,000 in principal and accrued interest per depositor and per depository institution, in accordance with FDIC rules. On October 3, 2008, FDIC deposit insurance temporarily increased from \$100,000 per depositor to \$250,000 per depositor in the aggregate (including principal and interest combined) through December 31, 2013.
- **Price/Value.** The closing prices and/or mean bid and ask prices of the last recorded transaction of all listed securities, options and OTC NASDAQ securities, when available, less actively traded securities may be priced using a computerized valuation model and may not reflect an actual market price or value. This information is obtained from third parties and its accuracy is not guaranteed. Restricted securities generally are not eligible for public sale. For certain securities trading in non-conforming denominations, pricing and/or quantity (face value) may have been adjusted to facilitate proper valuation. For purposes of this statement, the Firm uses the market prices of the unrestricted stock of the same issuer as an imputed value for the restricted stock. This imputed value may be substantially less than the actual prices received if these securities are resold or surrendered. All CD prices are derived using a computerized valuation model and therefore represent an estimated market value. Values presented for insurance products are provided by the insurance company or sponsor (sources considered reliable). The accuracy is not guaranteed. Surrender charges may apply. Deposits or securities denominated in currencies other than U.S. dollars are reflected at the exchange rate as of the statement date. Prices may or may not represent current or future market value. To obtain current quotations, when available, contact your Financial Advisor.
- **Private Investments and Structured Products.** Private investment securities and structured products generally are highly illiquid. Certain structured products have not been registered with the Securities and Exchange Commission or under any state securities laws. We are providing estimated values for private investment securities and structured products for informational purposes only. Accuracy is not guaranteed. These values may differ substantially from prices, if any, at which a private investment security or structured product may be bought or sold

and do not necessarily represent the value you would receive upon liquidation. Third party estimates of value are as of a certain date and are supplied to UBS Financial Services Inc. by an independent valuation firm. Issuer, general partner or sponsor estimated values, if any, are supplied to the Firm by the issuer, general partner or sponsor and may be calculated based on different information from that used by third parties to derive their estimated values. Both third party and issuer, general partner or sponsor estimated values, where available, are generally updated on a regular (monthly, quarterly, annual or semi-annual) basis. You can obtain additional information regarding the methodology used to determine the estimate of value and the date of the information which is the basis for the estimate by calling (800) 320-9951 from within the U.S.; for calls from outside the U.S. please call collect at (201) 272-7383. Third party estimated value may be reflected as "Not priced" in several situations: when an independent valuation firm has not supplied or is unable to assign any such value, when we become aware that a material event has occurred which may call a previously reported value into question, or when a value would be highly speculative due to the nature of the security. In any instance where neither an issuer, general partner or sponsor estimated value nor a third-party estimated value is provided, the value of the security will be different from its purchase price. "Distributions to date" may include return of capital, income or both. "Original unit size" represents the initial offering price per unit and may not reflect your cost basis.

- **Restricted securities.** Restricted securities generally are not currently eligible for public sale. UBS Financial Services Inc. includes restricted securities in your account value for illustrative purposes only. UBS Financial Services Inc. uses the market price of the unrestricted stock of the same issuer as an imputed value for the restricted stock for purposes of this statement only. To the extent that restricted securities are eligible for sale, actual current prices received on the resale or surrender of the restricted securities may be substantially less than the imputed value.
- **Est. (estimated) income, current yields and Rates.** Estimate of annual income based on current dividend and interest rates, assuming the securities will be held for one year from statement date or until maturity. This estimate is only a guideline; accuracy and continued income are not guaranteed. Est. annual income and current yield for certain types of securities could include a return of principal or capital gains in which case the est. income (and current yield) would be overstated. Est. annual income and current yield and the actual income and yield might be lower or higher than the estimated amounts. An estimate of annualized income (dividend and/or interest) divided by the current market value/average balance. This estimate is based on the last dividend or interest payment made by the issuer and assumes the securities/deposits will be held for one year from the statement date or until maturity; accuracy and continued yield are not guaranteed. Information regarding current yields and rates payable on the available money balances (including bank deposits

and money market mutual funds) can be viewed at [www.ubs.com/webpage](http://www.ubs.com/webpage) or obtained by contacting your Financial Advisor or calling 1-800-762-1000.

- **Assets not held by UBS Financial Services Inc.** Certain assets are not held by the Firm and not within the Firm's possession or control. As indicated on the front of your statement, these assets are displayed on your statement for informational purposes only. Positions and values presented are provided by the issuing firm, and the Firm is not responsible for this information, nor guarantees its accuracy. These assets are not protected by the Firm's SIPC coverage.
- **Revenue Sharing and Additional Compensation.** In addition to commissions on sales and 12b-1 fees received in connection with the distribution of mutual funds to our clients, we and/or our affiliate receive revenue sharing payments from distributors and/or advisors of the mutual funds that we sell. These amounts are based on two different components: (i) the amount of new sales of the mutual funds of a particular fund family, and (ii) the amount of mutual fund assets of that particular fund family held by our clients. We and/or our affiliate also receive networking fees in consideration for transfer agent services that we provide to the mutual funds. These fees generally are paid from investor assets in the mutual fund and are a fixed dollar amount based on the number of accounts at the broker-dealer holding mutual funds of that fund family. In addition to commissions received in connection with the sale or distribution of annuity contracts and unit investment trust units to our clients, we and/or our affiliate receive revenue sharing compensation from many of the insurance companies underwriting the annuity contracts. Affiliates of the insurance companies or sponsors of the unit investment trusts we distribute. Our affiliates also receive trading commissions and other compensation from mutual funds and insurance companies whose products we distribute. We receive from UBS Bank USA a fee of up to .50% per annum of amounts deposited with UBS Bank USA under the bank deposit account sweep program.

- **Unrealized gains/losses.** When data is available, estimated unrealized gains/losses are calculated for individual security lots. The transaction data for individual lots may or may not reflect commissions, charges, and/or security reorganization events. Purchase and other reinvestment lots and systematic dividend lots are each combined to display one averaged lot. The "Trade date" column presents the original transaction trade date.

### Activity

Trade commissions and charges appear on confirmations, information with respect to commissions and other charges incurred in connection with the execution of option transactions has been included on confirmations previously furnished to you, and will be provided to you on request.

### Open orders

Open or "good until cancelled" orders that were not executed by the statement date. Open buy and sell stop orders are reduced by the amount of dividends or rights

on ex-dividends or ex-rights date unless instructed otherwise by you. You are responsible for orders that are executed due to your failure to cancel existing open orders.

Although all figures shown are intended to be accurate, statement data should not be used for tax purposes. Rely only on year-end tax forms, (i.e. Form 1099, 5498, 1042S, etc.) when preparing your tax return. The Firm is required by law to report to the IRS all taxable dividends, reportable non-taxable dividends and taxable interest earned on securities held in your account, and net proceeds on sale transactions.

### Foreign Transactions

American Express converts transactions in foreign currencies into U.S. dollars. Unless a particular rate is required by applicable law, the conversion rate used by American Express is a wholesale interbank rate selected on the business day prior to the day on which the transactions are processed by American Express. Increased by 1.5%. The currency conversion rate used on the conversion date may differ from the rate in effect on the date you used your UBS American Express Card.

If you are a UBS Select American Express Cardholder, and you use your UBS American Express Card or account to effect a transaction with a party located outside of the United States, the Card Issuer will charge a Foreign Country Transaction Fee of one-half of one percent (0.50%) of the U.S. dollar amount. The Card Issuer's Foreign Country Transaction Fee is calculated after the conversion process discussed in the previous paragraph.

### Tax Withholding on Distributions from UBS

Financial Services Inc. (KAs). Federal tax law requires UBS Financial Services Inc. to withhold income tax from your taxable IRA distributions, but you may elect NOT to have income tax withheld or instead you may elect to have tax withheld at a rate or in a fixed amount as you choose. Your election will remain in effect until revoked by you. You may revoke your election at any time by making a new election. If you do not have enough income tax withheld from your distributions, you may be responsible for the payment of estimated tax. You may incur penalties if the amounts withheld and your estimated tax payments are not equal to your tax obligation.

To obtain a copy of our current Client Privacy Notice, please contact your Financial Advisor or visit our website at <http://financialservices.ubs.com/web/PrivacyPolicy.html>.

The RMA is a brokerage account. Resource Management Account and RMA are registered service marks of UBS Financial Services Inc. American Express is a federally registered service mark of American Express and is used by UBS pursuant to a license. The UBS American Express Card is issued and administered by Barclay's Bank Delaware.